

\_\_\_\_\_Published in the Derby Reporter, **April 9, 2004**

ORDINANCE NO. 46-009

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **CONSTRUCTING WATER DISTRIBUTION SYSTEM NO. 448-89650, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION, South of 45th Street North, West of Oliver (470-783)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **Water Distribution System No. 448-89650, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$50,082.00** and that **\$50,082.00** be assessed against the improvement district and **\$0.00** be paid by the Water Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-02-049, adopted January 15, 2002, and published January 19, 2002**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

1DATE: 03/09/04

PETITIONED: YES

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 56	963.11
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 57	963.11
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 2ND	

LOT 58 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 59 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 60 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 61 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 62 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 1 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 2 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 3 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 4 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	963.11

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PAGE 2

LOT 20 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 21 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

LOT 22 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 23 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 24 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 25 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 26 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 27 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 28 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 29 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 30 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

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LOT 31 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 32 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

LOT 33 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 34 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 35 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 36 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 37 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 38 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 39 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 40 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 41 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

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LOT 42 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 43 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

LOT 44 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 45 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 46 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 47 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 48 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 49 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 50 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 51 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 52 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	963.11

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PAGE 5

LOT 16 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 17 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11

LOT 18 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 19 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 20 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 21 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 22 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.11
LOT 23 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	963.39
0 0	PROJECT 448 89650 50,082.00FRACTIONAL

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **May 10, 2004**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such

rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2004**.

SECTION 5. This ordinance shall take effect and be in force as of and on **April 9, 2004** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **April 6, 2004**.

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Carlos Mayans, Mayor

ATTEST:

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Karen Schofield, City Clerk  
(seal)

APPROVED AS TO FORM: